

PSJ16 – Rite Aid Opp Br to Defs Dkt # 1779

Exhibit 6

Highly Confidential - Subject to Further Confidentiality Review

1           IN THE UNITED STATES DISTRICT COURT  
2           FOR THE NORTHERN DISTRICT OF OHIO  
3           EASTERN DIVISION  
4           -   -   -  
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6           IN RE:    NATIONAL               :   HON. DAN A.  
7           PRESCRIPTION OPIATE       :   POLSTER  
8           LITIGATION               :     
9                               :     
10          APPLIES TO ALL CASES       :   NO.  
11                               :   1:17-MD-2804  
12                               :     
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14                       - HIGHLY CONFIDENTIAL -  
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16          SUBJECT TO FURTHER CONFIDENTIALITY REVIEW  
17          -   -   -  
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19                       January 15, 2019  
20          -   -   -  
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22                       Videotaped deposition of  
23          KEITH FROST taken pursuant to notice, was  
24          held at the offices of Morgan Lewis  
            Bockius, 1701 Market Street,  
            Philadelphia, Pennsylvania beginning at  
            9:30 a.m., on the above date, before  
            Michelle L. Gray, a Registered  
            Professional Reporter, Certified  
            Shorthand Reporter, Certified Realtime  
            Reporter, and Notary Public.

25                       -   -   -  
26                       GOLKOW LITIGATION SERVICES  
27                       877.370.3377 ph| 917.591.5672  
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3 ALSO PRESENT:

4

Emma Kaboli, Paralegal

5 (Baron Budd - via telephone)

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VIDEO TECHNICIAN:

7 Devyn Mulholland

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LITIGATION TECHNICIAN:

9 Zach Hone

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1 explain that to me." So that part I did  
2 hear.

3 Q. I'm confused. I previously  
4 asked you if you recalled what questions  
5 the auditor asked the associate. And you  
6 told me that you didn't recall. But now  
7 all of the sudden you recall again?

8 MR. LAVELLE: Object to  
9 form.

10 THE WITNESS: Because I  
11 remembered that we had the posting  
12 there, and he made a point of  
13 asking the associate about that  
14 posting.

15 BY MR. CLUFF:

16 Q. Okay. You previously  
17 discussed the posting.

18 Well, do you remember who  
19 the associate was?

20 A. No, I don't.

21 Q. Okay. This Exhibit 18 and  
22 Exhibit 17 together indicate that the  
23 audit occurred between 7/10 and 7/11; is  
24 that correct?

1 A. Yes.

2 Q. Okay. Is there someplace  
3 where I could find records of which  
4 associates were in the cage that day or  
5 those two days?

6 A. No.

7 Q. So just to be clear, you  
8 remember the answers to the questions  
9 that the DEA auditor asked but you do not  
10 remember who the associate was?

11 A. Yes.

12 Q. Okay. And then back to my  
13 question, is there anywhere that I could  
14 find a log of who accessed the cage on  
15 those two days?

16 A. I don't know of any such log  
17 or record or anything going back -- going  
18 back nine or seven years.

19 Q. Was it not Rite Aid's policy  
20 or procedure in 2012 to keep a record of  
21 people who accessed the control cages at  
22 that time?

23 MR. LAVELLE: Object to  
24 form.